



San Diego City Attorney Jan I. Goldsmith

NEWS RELEASE

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Second Judge Upholds Pension Initiative, denies Preliminary Injunction

San Diego, CA: A second request for an injunction seeking to remove the Citizens Initiative on Comprehensive Pension Reform from the June 2012 ballot has been denied. In *Collins vs. the City of San Diego*, Judge Steven Denton ruled (see attached) against Mr. Collins who challenged the initiative as being a major revision to the City Charter, something that cannot be done by initiative. An amendment (as opposed to a revision) can be placed on the ballot by initiative.

The initiative was placed on the June, 2012, ballot through a petition signed by nearly 116,000 registered voters.

“Under the California Constitution the people have the right to amend a City Charter by initiative,” said City Attorney Jan Goldsmith. “Judge Denton’s decision means that the City must place this initiative without changes on the ballot as a matter of constitutional law.”

This ruling follows yesterday’s ruling by Judge William Dato rejecting an attempt by labor unions and the Public Employment Relations Board (PERB) to keep the initiative from the ballot.

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